

BABCOCK IP
INTELLECTUAL PROPERTY LAW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David Low
Serial No.: 10/709,489
Filed: 5/10/2004
For: Stackable Cable Hanger
Docket Number: 4020
Confirmation No.: 3488

Examiner: Sterling, Amy Jo
Art Unit: 3632

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RESPONSE TO OFFICIAL ACTION

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

March 13, 2006

Sir:

Responsive to the Official Action Dated March 7, 2006 applicant respectfully submits the following response.

The Examiner has taken the position that the application contains claims directed to two patentably distinct species of the claimed invention: Species 1 (figures 1-3 and 6) and Species 2 (figures 4 and 5), between which the Examiner issued a restriction requirement.

Applicant respectfully submits that there is no difference between "Species 1 and 2". As unambiguously identified in the figures descriptions appearing at Paragraphs 13 and 14 of the Specification, figures 4 and 5 are merely examples of the identical cable hanger appearing in figures 1-3, shown installed upon cable(s) according to the invention. The number of cable hangers and or specific attachment hardware applied according to the invention in a given installation is not a distinction that is presently claimed by Applicant. Therefore claims 1-16 are generic to the Examiners Restriction Requirement and no election is possible.

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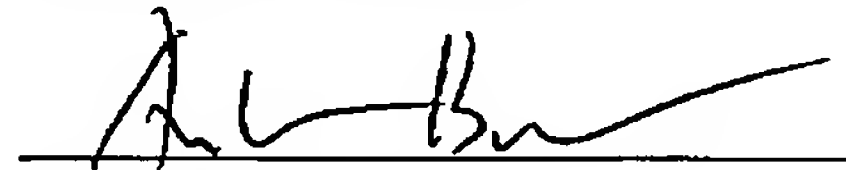
Serial Number: 10/064,594
Filed: 7/29/2002

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Should the Examiner disagree with Applicant's analysis, Applicant invites the Examiner to identify with particularity any of the claims which the Examiner believes differentiate between the so called "Species 1 and Species 2" identified by the Examiner in the present Restriction Requirement.

Having obviated the Examiner's Restriction Requirement, Applicant respectfully requests immediate prosecution of all claims (1-16) in the present application without further delay.

Respectfully submitted,

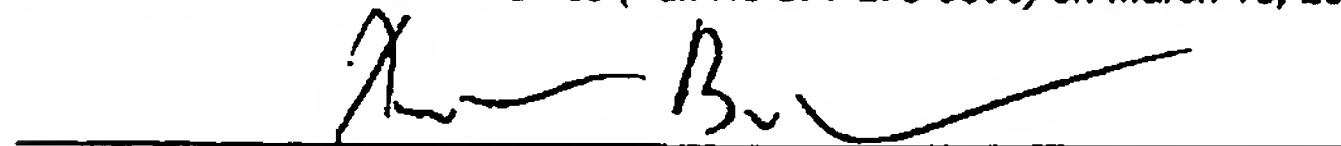


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CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office (Fax No 571-273-8300) on March 13, 2006.



Andrew D. Babcock